

cc: Fiscal Section

**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

SOLO INDUSTRIES, INC.,

Plaintiff,

v.

DOWN TOWN HOOKAH
CONNECTION, INC., SMOKE
TOKENS, LLC, FAISAL IQBAL,
SANA FAISAL, S&S MEMON, INC.,
RJA WHOLESALER, INC., and
DOES 1 through 10, individuals.

Defendants.

CASE NO. 2:12-cv-07032-GW-PJW

**PERMANENT INJUNCTION AND
FINAL JUDGMENT**

**AS AGAINST DEFENDANT S&S
MEMON, INC.**

F.R.C.P. 55(b)(2)

JS-6

Whereas on June 17, 2013 at 8:30 a.m. a hearing was held. At that hearing Solo Industries, Inc. (SOLO) presented competent evidence to support its claims for injunctive relief and, good cause having been shown, the Court hereby GRANTS SOLO's Application for Entry of a Default Judgment as against S&S MEMON, INC. (S&S MEMON) and ORDERS the following:

1 1. SOLO owns the federal trademark registrations for its SOLOPIPE®
2 trademark, U.S. Trademark Registration No 3,375,493 ("Solopipe
3 Trademark");

4 2. SOLO owns United States Design Patent No. D577,150 ("Solopipe Design
5 Patent");

6 3. SOLO owns United States Copyright Registration TX 7688283 ("Solopipe
7 Copyright") with an effective registration date of June 19, 2012;

8 4. S&S MEMON's counterfeit version of the SOLO's Solopipe ("Counterfeit
9 SoloPipe") infringes the Solopipe Trademark, Solopipe Copyright, and Solopipe
10 Design Patent;
11

12 5. S&S MEMON and its officers, directors, principals, agents, servants,
13 employees, successors and assigns, and all other persons in active concert or
14 privity or in participation with S&S MEMON, jointly and severally, shall be
15 permanently restrained and enjoined from:
16

17 a. Manufacturing, producing, distributing, importing, marketing, selling,
18 offering for sale, or displaying any products or other items bearing any copy
19 or colorable imitation of any of Solopipe's Trademark;
20

21 b. Engaging in any other activity constituting unfair competition with Solo,
22 or constituting an infringement of the Solopipe's Trademark, Solopipe's
23 Copyright, or Solopipe's Design Patent, or constituting any damage to Solo's
24 name, trademarks, reputation, or goodwill;
25
26

1 c. Making, using, offering for sale, selling and/or importing infringing
2 Counterfeit SoloPipes, and from otherwise infringing, contributing to the
3 infringement of, or actively inducing infringement of, the '150 Patent;
4

5 d. Continuing to market, offer, sell, transfer, advertise, promote, develop or
6 manufacture any SOLO's, including the Counterfeit SoloPipe, that infringe
7 Solo's intellectual property rights, or to participate or assist in any such
8 activity;
9

10 e. Moving, discarding, destroying, selling, transferring, or otherwise
11 disposing of any Counterfeit Pipes or any other products or materials bearing
12 the Solo Trademarks, or any other products or materials that infringe or
13 contribute to the infringement of Solo's intellectual property rights, including
14 its design patent, copyright, and trademark; and
15
16

17 f. Moving, discarding, destroying, selling, transferring, or otherwise
18 disposing of any business records, labels, wrappers, stickers, signs, sales
19 materials, advertising materials, or promotional materials relating to the
20 counterfeit pipes or any other products or materials bearing the Solo
21 Trademarks, or any other products that infringe or contribute to the
22 infringement of SOLO's intellectual property rights, including its design
23 patent, copyrights, and trademark rights;
24
25
26

1 6. S&S MEMON shall be liable to for statutory damages in the amount of:
2 \$100,000 for counterfeiting;
3

4 7. Violation of this permanent injunction shall subject S&S MEMON to
5 officers, directors, principals, agents, servants, employees, successors and assigns,
6 to contempt and any remedy available at law or equity, including, but not limited
7 to, injunctive relief, monetary damages and the award of reasonable attorneys' fees
8 and costs in enforcing this injunction.
9

10 8. Plaintiff shall be the prevailing party and be allowed Costs according to
11 proof pursuant to post-judgment proceedings;
12


13 9. S&S MEMON shall be liable for Plaintiff's statutory attorney's fees in the
14 amount of \$5,600.
15

16 10.S&S MEMON shall be liable for Plaintiff's statutory costs in the amount of
17 \$434.00.
18

19 11. This Court shall retain jurisdiction of this matter in connection with any
20 possible violations of this Permanent Injunction and Final Judgment.
21

22 IT IS SO ORDERED

23 DATED: June 26, 2013
24



25 THE HONORABLE GEORGE H. WU
26 UNITED STATES DISTRICT JUDGE